

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION**

In re EXPRESS SCRIPTS, INC.,  
PBM LITIGATION

Master Case No. 4:05-md-01672-HEA

This Document Relates to:  
*Washington Wholesalers Health and  
Welfare Fund v. Express Scripts, Inc.,  
et al.,*  
Case No. 4:06-cv-01007-HEA

**STIPULATION OF DISMISSAL WITH PREJUDICE**

Plaintiff Washington Wholesalers Health and Welfare Fund and Defendants Express Scripts, Inc., Value Rx, Inc., National Prescription Administrators, Inc., Diversified Pharmaceutical Services, Inc. and Associated Prescription Services, Inc., pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), hereby stipulate to the dismissal of this entire action with prejudice, including Plaintiff's claims and Defendant Express Scripts, Inc.'s counterclaims, with each Party to bear their own respective attorneys' fees, costs, and expenses incurred in the defense and prosecution of this action.

DATED: October 4, 2011

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